# **EXHIBIT E**

### PHILIPS

### Philips Lumileds Lighting Company

370 W. Trimble Road, San Jose, California 95131 USA



#### Dear Sir:

that Philips Lumileds believes that certain LED Chip This is to inform Packagers products that contain Epistar's high-brightness AllnGaP LEDs are infringing Philips Lumileds' intellectual property rights.

In particular, Epistar's high-brightness AllnGaP LEDs have been found to infringe Philips Lumileds' U.S. Patent 5,008,718 ('718 patent) and are also infringing other Philips Lumileds patents on the use of wafer bonding to manufacture transparent-substrate and mirrored-substrate AllnGaP LEDs (U.S. Patent Nos. 5,376,580 and 5,502,316).

The U.S. International Trade Commission (ITC) issued a Notice of Commission Decision on May 9, 2007, in which it found that all of Epistar's OMA, MB and GB LED products infringe Philips Lumileds' '718 patent. Because of this infringement, the ITC has issued an Exclusion Order prohibiting the importation into the United States of these Epistar LEDs, packaged LEDs and lamps containing the infringing LEDs, and boards consisting primarily of arrays of such packaged LEDs. This exclusion order may significantly impact the availability of unlicensed infringing LEDs for your customers using products containing the infringing LEDs.

The enclosed attachments from the law firm of Morgan Lewis & Bockius LLP and the ITC summarize the overall impact of the ITC's recent decision and the potential risks assumed by the use of these Epistar LED products.

Philips Lumileds intends to defend its intellectual property rights aggressively. If continues to re-sell LED products from Chip Packagers that contain Epistar LED products that infringe Philips Lumileds' patents, Philips Lumileds may seek all damages to which it is entitled, including enhanced damages for willful infringement.

Philips Lumileds can also offer competitive products that meet the end customer's requirements for high-brightness AllnGaP chip products and successfully replace the infringing products of Epistar. Should you be interested in these products, please feel free to contact us.





## **PHILIPS**

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Attachment #1:

Philips Lumileds Patent Rights Covering High-Brightness Light

Emitting Diodes from Morgan Lewis, Counselors at Law.

Attachment #2:

U.S. International Trade Commission Notice of Decision and

Exclusion Order.

Regards,

Jim Thompson

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